



542768

LEGISLATIVE ACTION

Senate

.  
. .  
. .  
. .  
. .

House

---

Senator Burton moved the following:

**Senate Amendment**

Delete lines 1894 - 1940  
and insert:  
implementation and results of its plan as part of the licensure  
renewal process and must update the plan as necessary, or as  
directed by the agency, before each licensure renewal. An NCAP  
must include:  
1. Procedures that ensure the plan does not conflict or  
interfere with the hospital's duties and responsibilities under  
s. 395.1041 or 42 U.S.C. s. 1395dd;



542768

12        2. Procedures to educate such patients about care that  
13 would be best provided in a primary care setting and the  
14 importance of receiving regular primary care; and

15        3. At least one of the following:

16        a. A collaborative partnership with one or more nearby  
17 federally qualified health centers or other primary care  
18 settings. The goals of such partnership must include, but need  
19 not be limited to, identifying patients who have presented at  
20 the emergency department for nonemergent care, care that would  
21 best be provided in a primary care setting, or emergency care  
22 that could potentially have been avoided through the regular  
23 provision of primary care, and, if such a patient indicates that  
24 he or she lacks regular access to primary care, proactively  
25 seeking to establish a relationship between the patient and the  
26 federally qualified health center or other primary care setting  
27 so that the patient develops a medical home at such setting for  
28 nonemergent and preventive health care services. A hospital that  
29 establishes one or more collaborative partnerships under this  
30 sub-subparagraph may not enter into an arrangement relating to  
31 such partnership which would prevent a federally qualified  
32 health center or other primary care setting from establishing  
33 collaborative partnerships with other hospitals.

34        b. The establishment, construction, and operation of a  
35 hospital-owned urgent care center colocated within or adjacent  
36 to the hospital emergency department location. After the  
37 hospital conducts a medical screening examination, and if  
38 appropriate for the patient's needs, the hospital may seek to  
39 divert to the urgent care center a patient who presents at the  
40 emergency department needing nonemergent health care services.



542768

An NCAP with procedures for diverting a patient from the emergency department in this manner must include procedures for assisting such patient in identifying appropriate primary care settings, providing a current list, with contact information, of such settings within 20 miles of the hospital location, and subsequently assisting the patient in arranging for a follow-up examination in a primary care setting, as appropriate for the patient.

For such patients who are enrolled in the Medicaid program and are members of a Medicaid managed care plan, the hospital's NCAP must include outreach to the patient's Medicaid managed care plan and coordination with the managed care plan for establishing a relationship between the patient and a primary care setting as appropriate for the patient, which may include a federally qualified health center or other primary care setting with which the hospital has a collaborative partnership. For such a